### REMARKS

Claims 1-17 are pending in the present application. Claims 1-11 and 13-17 stand rejected under obviousness-type double patenting. Claim 12 has been amended.

Applicants respectfully request reconsideration and allowance of the above-identified application in view of the above amendments and the following remarks.

#### Drawings:

In regard to the objection to the drawings, paragraph 61 of the specification has been amended accordingly.

### Specification:

In regard to the objections to the specification, the specification has been amended accordingly.

# Claim Objection:

In regard to the objection to claim 12, claim 12 has been amended accordingly.

### Obviousness-type double patenting:

In regard to this rejection, enclosed is a terminal disclaimer.

## CONCLUSION

On the basis of the above amendments and remarks, reconsideration and allowance of the application is believed to be warranted and such action is respectfully requested. Applicant respectfully submits that he does not acquiesce to any of the positions set for with respect to the

Serial No. 10/785,541 19 March 2007 Reply to 25 January 2007 Office Action

objections/rejections in the office action. The Examiner is respectfully urged to contact the undersigned if he has any questions or issues with respect to the above amendment.

Respectfully submitted,

Dated: March 19, 2007 By: /Stephen C. Beuerle/

Stephen C. Beuerle Reg. No. 38,380

Procopio, Cory, Hargreaves & Savitch LLP 530 B Street, Suite 2100 San Diego, CA 92101-4469

Tel: (619) 238-1900 Fax: (619) 235-0398